CLASSIFICATION OFFICE DECISION

Title of publication:	k.bmp
Other known title(s):	Not stated
OFLC ref:	1300545.014
Medium:	Computer Image File
Publisher:	Not stated
Country of origin:	Not stated
Language:	Not applicable
Applicant:	The District Court At Timaru
Classification:	Objectionable.
Descriptive note:	None
Display conditions:	None
Date of entry in Register:	08 July 2013
Date of direction to issue a label:	No direction to issue a label has been issued
Date of notice of decision:	No notice of decision has been issued

Summary of reasons for decision:

The image file exploits the nudity of children or young persons to a degree that renders its availability likely to be injurious to the public good. The photographic image shows two naked older children or young teenage girls kneeling and embracing. Their pose has clearly been contrived for the camera. The image has been downloaded from the internet and is intended for people with a sexual interest in young girls. No plausible alternative context or purpose is likely. The young girls' nudity has been exploited with sexual intent.

The classification of this publication interferes with the right to freedom of expression set out in the New Zealand Bill of Rights Act 1990. However, this is an outcome that is consistent with Parliament's intention and is a reasonable limitation on the freedom of expression. The classification reflects the concern of a free and democratic society to protect its young and vulnerable members from sexual exploitation.